

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

7 JOSEPH KNEBL,)
8 Petitioner,) 2:11-cv-00673-PMP-GWF
9 vs.) **ORDER**
10 DOUGLAS GILLISPIE, *et al.*,)
11 Respondents.)

13 Petitioner, a Nevada prisoner, has filed a petition for writ of habeas corpus (docket #1-1).
14 On May 11, 2011, this court denied petitioner's application to proceed *in forma pauperis* because the
15 information provided about his financial status indicated that he was able to pay the full fee pursuant
16 to 28 U.S.C. § 1915 (docket #2).

17 On July 11, 2011, petitioner filed a letter with the court in which he stated that he no
18 longer has sufficient funds in his inmate account to pay the \$5.00 filing fee (docket #5). Petitioner is
19 first cautioned that such a letter is an improper ex parte communication with the court. Local Rule 7-
20 6(a). The court does not conduct litigation by letter. If petitioner seeks action by this court he shall file
21 a motion. Second, petitioner is advised that if he currently is unable to pay the \$5.00 filing fee, he shall
22 file a new, fully completed application to proceed *in forma pauperis*, including a financial certificate
23 signed by an authorized prison officer and inmate account statements.

24 **IT IS THEREFORE ORDERED** that petitioner shall have **thirty (30) days** from the
25 date this order is entered to either (1) pay the \$5.00 filing fee or (2) submit a new, fully completed
26 application to proceed *in forma pauperis*, including a financial certificate signed by an authorized prison

1 officer showing the status of petitioner's prison account. Failure to take one of these actions within the
2 time allowed may result in dismissal of this action.

3 **IT IS FURTHER ORDERED** that the Clerk shall **SEND** to petitioner the approved
4 form for an application to proceed *in forma pauperis*.

5 **IT IS FURTHER ORDERED** that the Clerk shall **SEND** to petitioner two copies of this
6 order. If petitioner wishes to pay the five dollar (\$5) filing fee (the first option, above), petitioner must
7 make the necessary arrangements to have one copy of this order, along with a check in the amount of
8 the full \$5 filing fee, sent to the court, by sending a copy of the order with a "brass slip" to Inmate
9 Services for issuance of the check.

10 DATED: July 12, 2011.



11
12 PHILIP M. PRO
13 United States District Judge
14
15
16
17
18
19
20
21
22
23
24
25
26